

**Effective 5/10/2016**

**26-55-107 Opiate Overdose Outreach Pilot Program -- Grants -- Annual reporting by grantees -- Rulemaking -- Annual reporting by department.**

(1) As used in this section:

- (a) "Persons that are in a position to assist an individual who is at increased risk of experiencing an opiate-related drug overdose event":
  - (i) means the following organizations:
    - (A) a law enforcement agency;
    - (B) the department or a local health department, as defined in Section 26A-1-102;
    - (C) an organization that provides drug or alcohol treatment services;
    - (D) an organization that provides services to the homeless;
    - (E) an organization that provides training on the proper administration of an opiate antagonist in response to an opiate-related drug overdose event;
    - (F) a school; or
    - (G) except as provided in Subsection (1)(a)(ii), any other organization, as defined by department rule made under Subsection (7)(e), that is in a position to assist an individual who is at increased risk of experiencing an opiate-related drug overdose event; and
  - (ii) does not mean:
    - (A) a person licensed under Title 58, Chapter 17b, Pharmacy Practice Act;
    - (B) a health care facility; or
    - (C) an individual.
- (b) "School" means:
  - (i) a public school:
    - (A) for elementary or secondary education, including a charter school; or
    - (B) for other purposes;
  - (ii) a private school:
    - (A) for elementary or secondary education; or
    - (B) accredited for other purposes, including higher education or specialty training; or
  - (iii) an institution within the state system of higher education, as described in Section 53B-1-102.

(2) There is created within the department the "Opiate Overdose Outreach Pilot Program."

(3) The department may use funds appropriated for the program to:

- (a) provide grants under Subsection (4);
- (b) promote public awareness of the signs, symptoms, and risks of opioid misuse and overdose;
- (c) increase the availability of educational materials and other resources designed to assist individuals at increased risk of opioid overdose, their families, and others in a position to help prevent or respond to an overdose event;
- (d) increase public awareness of, access to, and use of opiate antagonist;
- (e) update the department's Utah Clinical Guidelines on Prescribing Opioids and promote its use by prescribers and dispensers of opioids;
- (f) develop a directory of substance misuse treatment programs and promote its dissemination to and use by opioid prescribers, dispensers, and others in a position to assist individuals at increased risk of opioid overdose;
- (g) coordinate a multi-agency coalition to address opioid misuse and overdose; and
- (h) maintain department data collection efforts designed to guide the development of opioid overdose interventions and track their effectiveness.

- (4) No later than September 1, 2016, and with available funding, the department shall grant funds through the program to persons that are in a position to assist an individual who is at increased risk of experiencing an opiate-related drug overdose event.
- (5) Funds granted by the program:
  - (a) may be used by a grantee to:
    - (i) pay for the purchase by the grantee of an opiate antagonist; or
    - (ii) pay for the grantee's cost of providing training on the proper administration of an opiate antagonist in response to an opiate-related drug overdose event; and
  - (b) may not be used:
    - (i) to pay for costs associated with the storage or dispensing of an opiate antagonist; or
    - (ii) for any other purposes.
- (6) Grantees shall report annually to the department on the use of granted funds in accordance with department rules made under Subsection (7)(d).
- (7) No later than July 1, 2016, the department shall, in accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, make rules specifying:
  - (a) how to apply for a grant from the program;
  - (b) the criteria used by the department to determine whether a grant request is approved, including criteria providing that:
    - (i) grants are awarded to areas of the state, including rural areas, that would benefit most from the grant; and
    - (ii) no more than 15% of the total amount granted by the program is used to pay for grantees' costs of providing training on the proper administration of an opiate antagonist in response to an opiate-related drug overdose event;
  - (c) the criteria used by the department to determine the amount of a grant;
  - (d) the information a grantee shall report annually to the department under Subsection (6), including:
    - (i) the amount of opiate antagonist purchased and dispensed by the grantee during the reporting period;
    - (ii) the number of individuals to whom the opiate antagonist was dispensed by the grantee;
    - (iii) the number of lives known to have been saved during the reporting period as a result of opiate antagonist dispensed by the grantee; and
    - (iv) the manner in which the grantee shall record, preserve, and make available for audit by the department the information described in Subsections (7)(d)(i) through (7)(d)(iii); and
  - (e) as required by Subsection (1)(a)(i)(G), any other organization that is in a position to assist an individual who is at increased risk of experiencing an opiate-related drug overdose event.
- (8) The department shall report to the Legislature's Social Services Appropriations Subcommittee no later than September 1 of each year on the outcomes of the Opiate Overdose Outreach Pilot Program.

Enacted by Chapter 202, 2016 General Session

Amended by Chapter 207, 2016 General Session, (Coordination Clause)